IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)
WEDNESDAY, THE TWENTY SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 16807 of 2002

Between:

1. A.E.L.C. Educational Institutions, Guntur,

   Represented by its Manager.

2. The Principal, A.C.College of Law, Guntur.

3. The President, A.E.L. Church, Guntur.

... PETITIONERS

AND

1. A.P.State Council of Higher Education,

   Rep.by its Secretary, Saifabad, Hyderabad-500 004

2. Bar Council of India, rep.by its Secretary,

   21,Rouse Avenue, Institutional Area, New Delhi-110002

3. The Convener, LAWCET-2002, Sri Padmavathi Mahila Visvavidyalayam, Tirupathi – 517 502.

4. Nagarjuna University, rep. by its Registrar,

   Nagarjuna Nagar – 522 510, Guntur District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ or order or direction, more particularly one in the nature of writ of mandamus declaring that the petitioners, more particularly the 2nd petitioner is entitled to make lateral admissions i.e. admissions into 3rd year of 5 year Law Course from eligible candidates who qualified in LAWCET-2002 (Three Year) in terms of Rule 5 Part IV of Section A and B of Bar Council of India Rules and the letter No.BCI:D:588:2002(LE:AffIn) of the Bar Council of India, dated 19.04.2002 and issue a consequential direction that the respondents approve/recognize such admissions made in terms of Rule 5 of the Bar Council of India Rules.

Counsel for the Petitioners: MR.D.V.SITARAMAMURTHY

Counsel for the Respondent No.1: STANDING COUNSEL FOR A.P.STATE COUNCIL OF HIGHER EDUCATION. Counsel for the Respondent No.2:

STANDING COUNSEL FOR BAR COUNCIL OF INDIA. Counsel for the Respondent No.3: STANDING COUNSEL FOR LAWCET

Counsel for the Respondent No.4 : MR.T.S.HARNATH

The Court made the following :

ORDER:

The petitioners' college addressed a letter dated 21.10.2002 to the Convener, LAWCET-2002, informing that though this Court by orders in W.P.M.P.No.21062 of 2002, dated 09.09.2002, permitted the petitioners' college to make lateral admissions into 3rd year of Five-Year law course for the academic year 2002-2003, they could not make such admissions as the orders of this Court were received after closure of admissions for the academic year 2002-2003. A copy of the said letter is placed before this Court and the same is made as part of the record. In that view of the matter, in this writ petition no relief can be granted to the petitioners. However, it shall be open to the petitioners' college to approach the University afresh, basing on the decision of the Bar Council of India, if it is still in force.

The writ petition, with the above observation, is dismissed. No costs.

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(V.V.S.RAO, J)

27th October, 2004.

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To

1. The Secretary, A.P.State Council of Higher Education,

   Saifabad, Hyderabad-500 004.

2. The Secretary, Bar Council of India,

   21, Rouse Avenue, Institutional Area,

New Delhi-110 002.

3. The Convener, LAWCET-2002,

Sri Padmavathi Mahila Visvavidyalayam,

Tirupathi – 517 502.

4. The Registrar, Nagarjuna University,

Nagarjuna Nagar – 522 510, Guntur District.

5. Two C.D. copies.